

Message Text

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PAGE 01 STATE 258234
ORIGIN SS-15

INFO OCT-01 ISO-00 SSO-00 /016 R

66011

DRAFTED BY:IO/UNP:RBARRY

APPROVED BY:IO:PMBUNGE

S/S-O:JTHYDEN

-----079469 280400Z /13

O 280330Z OCT 77

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK IMMEDIATE

C O N F I D E N T I A L STATE 258234

EXDIS

FOLLOWING MOSCOW 15674 SENT ACTION SECSTATE INFO PARIS OCT 27,
1977 REPEATED TO YOU QUOTE

C O N F I D E N T I A L MOSCOW 15674

EXDIS

PARIS FOR USDEL USENSCO

E.O. 11652: GDS

TAGS: ASEC PINT UR US

SUBJECT: SOVIET REPLY TO PROTEST ON WARVARIV INCIDENT

REF: MOSCOW 15617

1. SUMMARY. SOVIET NOTE REPLYING TO US PROTEST OF KGB
PROVACATION AGAINST WARVARIV REJECTS PROTEST AND
CHARGES THATWARVARIV COLLABORATED WITH NAZIS IN
ROVNO AREA DURING WORLD WAR II. DCM, WHO RECEIVED
SOVIET NOTE POINTED OUT THAT SOVIET REPLY UNSATISFACTORY
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SINCE IT DOES NOT ADDRESS QUESTION AT ISSUE: VIOLATION
OF WARVARIV'S DIPLOMATIC IMMUNITY. EMBASSY INTENDS
TO SUBMIT NOTE MAKING THIS POINT. END SUMMARY.

2. V.G. KOMPLEKTOV, ACTING DIRECTOR OF MFA'S USA
DIVISION, INVITED DCM TO CALL AFTERNOON OF OCTOBER 26
REGARDING "U.S.-SOVIET BILATERAL QUESTION." WHEN

DCM ARRIVED, KOMPLETKOOV PRESENTED NOTE, INFORMAL TRANSLATION OF WHICH FOLLOWS, IN RESPONSE TO EMBASSY'S OCTOBER 19 PROTEST OF PROVACATION AGAINST WARVARIV.

3. BEGIN TEXT:

NO 61/PSSHA

THE MINISTRY OF FOREIGN AFFAIRS OF THE USSR CONSIDERS IT NECESSARY TO BRING TO THE ATTENTION OF THE EMBASSY OF THE UNITED STATES OF AMERICA, THAT AN OFFICIAL OF THE US STATE DEPARTMENT, PERMANENT DEPUTY US REPRESENTATIVE TO UNESCO IN PARIS KONSTANTIN WARVARIV, WAS IDENTIFIED BY SOVIETS CITIZENS AS A HITLERITE ACCOMPLICE. THIS OCCURRED DURING THE UNESCO CONFERENCE ON QUESTIONS OF EDUCATION IN THE FIELD OF PRESERVING THE ENVIRONMENT IN TBILISI. COMPETENT SOVIET ORGANS ARE IN POSSESSION OF MATERIALS WHICH PROVIDE EVIDENCE OF THE FACT THAT DURING THE SECOND WORLD WAR K. WARVARIV SERVED IN THE GERMAN FASCIST POLICE IN THE CITY OF ROVNO AND PARTICIPATED IN NAZI CRIMES AGAINST PEACEFUL SOVIET CITIZENS ON THE TERRITORY OF ROVNO OBLAST.

WITH REFERENCE TO THE NOTE OF THE US EMBASSY NO. 549 OF MAY 4, 1976, THE USSR MINISTRY OF FOREIGN AFFAIRS IS PREPARED TO PRESENT EVIDENCE IN THE CASE OF K. WARVARIV.

AT THE SAME TIME THE USSR MINISTRY OF FOREIGN AFFAIRS REJECTS AS COMPLETELY WITHOUT FOUNDATION CONFIDENTIAL

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K. WARVARIV'S ALLEGATION OF SOME KIND OF ATTEMPT AT RECRUITING HIM.

MOSCOW OCTOBER 26, 1977
TO THE EMBASSY OF THE UNITED
STATES OF AMERICA
CITY OF MOSCOW
END TEXT

4. DCM TOLD KOMPLEKTOV THAT NOTE WOULD OF COURSE BE TRANSMITTED TO DEPARTMENT, BUT THAT HE FOUND SOVIET REPLY COMPLETELY UNSATISFACTORY SINCE IT DID NOT ADDRESS THE POINT AT ISSUE. THE INDISPUTABLE FACT IS THAT MR. WARVARIV ENJOYED DIPLOMATIC IMMUNITY WHILE ON SOVIET SOIL, BY VIRTUE OF HIS POSSESSION OF A DIPLOMATIC PASSPORT AND A SOVIET DIPLOMATIC VISA. SOVIET VIOLATION OF THAT IMMUNITY WAS ALL THE MORE EGREGIOUS SINCE IT INVOLVED A BLATANT RECRUITMENT ATTEMPT AS WELL AS VIOLATION OF THE SOVIET GOVERNMENT'S RESPONSIBILITIES AS HOST TO AN INTERNATIONAL CONFERENCE.

5. KOMPLEKTOV AVOIDED DISCUSSION OF THE DIPLOMATIC IMMUNITY ISSUE BUT RETURNED TO WARVARIV'S ALLEGED

BACKGROUND AS "NAZI COLLABORATOR" AND SAID THAT HIS VERSION OF INCIDENT SHOULD NOT BE ACCEPTED BECAUSE "HE IS SORT OF MAN WHO CANNOT BE TRUSTED." DCM REPLIED THAT WE ARE CONFIDENT REGARDING THE FACTS OF THE INCIDENT AND THAT THEY SPEAK FOR THEMSELVES; ALLEGATIONS REGARDING AN INDIVIDUAL'S PAST ARE SIMPLY BESIDE THE POINT.

6. KOMPLEKTOV THEN STATED THAT THE US POSITION IS QUITE CLEAR AS, HE HOPED, IS THE SOVIET POSITION. HE THEN TURNED TO OTHER TOPICS (WHICH HE DISCUSSED IN UPBEAT FASHION) IN AN OBVIOUS EFFORT TO CHANGE THE SUBJECT.

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7. COMMENT: IT SEEMS CLEAR THAT MFA, AT LEAST, RECOGNIZES THAT THIS INCIDENT COULD BE SOURCE OF SERIOUS EMBARRASSMENT TO SOVIET GOVERNMENT AS IS ATTEMPTING TO DEFLECT CRITICISM BY (A) DENYING THE FACTS OUTRIGHT; AND (B) INTRODUCING A RED HERRING BY MAKING ALLEGATIONS REGARDING WARVARIV'S BACKGROUND. EMBASSY INTENDS TO KEEP RECORD STRAIGHT BY SUBMITTING FURTHER NOTE TO MFA WHICH WILL STATE THAT SOVIET REPLY IS UNSATISFACTORY SINCE IT DOES NOT ADDRESS THE QUESTION RAISED, I.E. A SERIOUS VIOLATION OF THE IMMUNITY ACCORDED AN AMERICAN DIPLOMAT. WE WOULD ALSO CONFIRM OUR CONFIDENCE THAT THE FACTS OF THE PROVOCATION ARE ACCURATE AND CANNOT BE EXPUNGED BY A MERE ASSERTION TO THE CONTRARY. TOON UNQUOTE VANCE

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: WAR CRIMES, DIPLOMATIC NOTES, DIPLOMATIC PROTESTS, DIPLOMATIC PERSONNEL HARASSMENT, ALLEGATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 28-Oct-1977 12:00:00 am
Decaption Date: 22 May 2009
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE258234
Document Source: CORE
Document Unique ID: 00
Drafter: IO/UNP:RBARRY
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770396-0050
Format: TEL
From: STATE
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t1977109/aaaaahdv.tel
Line Count: 151
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 55658d35-c288-dd11-92da-001cc4696bcc
Office: ORIGIN SS
Original Classification: CONFIDENTIAL
Original Handling Restrictions: EXDIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: EXDIS
Reference: 77 MOSCOW 15617
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 15-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1019767
Secure: OPEN
Status: NATIVE
Subject: SOVIET REPLY TO PROTEST ON WARVARIV INCIDENT
TAGS: ASEC, PINT, PDIP, UR, US, KGB, UNESCO, (WARVARIV, KONSTANTIN)
To: USUN NEW YORK
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/55658d35-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009